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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 JAMES STEWART, SUE PEARCE, JOSEPH
11 VIZZARD, WILIE JONES, TOLAN FURUSHO,
12 and KEITH ROBERTSON, derivatively on behalf
13 of Goldtech Mining Corporation, a Nevada
14 Corporation

15 Plaintiffs,

16 vs.

17 TRACY KROEKER, RALPH JORDAN, JACK
18 LASKIN, NANCY EGAN RICHARD SMITH,
19 and SERGE BOURGOIN,

20 Defendants.

21 Case No. CV04-2130L

22 MEMORANDUM OF DECISION

23 This matter came to trial as scheduled on May 3, 2006. Plaintiffs James Stewart,
24 Sue Pearce, Joseph Vizzard, and Tolan Furusho appeared through their attorney, Tracy M. Shier.
25 Defendant Tracy Kroeker, the only remaining defendant in this case, did not appear.

26 Plaintiffs offered as proof of defendant Kroeker's liability the records submitted in
27 connection with defendants' two motions for summary judgment. In light of Kroeker's failure to
28 appear and present contrary evidence, the Court finds that it was, as plaintiff Furusho stated,
Kroeker who requested that S-8 stock be issued to Richard Smith, that Smith never performed
any services for Goldtech Mining Corporation, and that Kroeker wilfully and intentionally
breached her duty of care by initiating an improper securities transfer in violation of federal law.

1 At trial, plaintiffs presented evidence quantifying the damages suffered by
2 Goldtech Mining Corporation as a result of the improper transfer of 500,000 shares to Richard
3 Smith. The Court finds that, on or about the date of the transfer, the shares were selling for
4 \$0.90 per share, for a total loss of \$450,000.

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6 For all of the foregoing reasons, the Clerk of Court is directed to enter judgment in
7 favor of Goldtech Mining Corporation and against defendant Tracy Kroeker in the amount of
8 \$450,000.

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10 DATED this 4th day of May, 2006.

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13 Robert S. Lasnik
14 United States District Judge